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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JASMINE HUBBARD AND MARVEL
MILLS, individually and on behalf of a class
of similarly situated individuals,

Plaintiffs,

VS.

WENNER MEDIA LLC, a Delaware limited liability company

Defendant.

Case No. 3:11-cv-04648-EMC

**STIPULATION AND [PROPOSED]
ORDER TO RESET DATES OF INITIAL
CASE MANAGEMENT CONFERENCE
AND ARGUMENT ON MOTION**

Judge: Hon. Edward M. Chen

Pursuant to Civil Local Rules 6-1(b) and 6-2 of the United States District Court for the Northern District of California and Rule 4 of Civil Standing Order – General of the Honorable Edward M. Chen, it is hereby stipulated by and among Plaintiffs Jasmine Hubbard and Marvel Mills and Defendant Wenner Media LLC (collectively the “Parties”), by and through their respective counsel of record, as follows:

1. Plaintiffs filed the Complaint in this case on September 20, 2011. On December 9, 2011, Defendant filed a Motion to Dismiss or, in the Alternative, to Transfer to the Southern District of New York (“Defendant’s Motion”). Defendant’s Motion has been fully briefed and oral argument was originally scheduled for February 17, 2012.

1 2. The Parties wished to engage in settlement discussions, indicated a desire to
2 schedule an early settlement conference with a Magistrate Judge, and had an ADR phone
3 conference on February 14, 2012. In addition, the Parties had reason to believe that limited
4 discovery by plaintiffs from certain non-party entities would maximize the Parties ability to
5 engage in meaningful settlement discussions.

6 3. In consideration of this, the Parties stipulated to a Stay of sixty (60) days, which
7 this Court signed on February 13, 2012. (Dkt. 49.) During the stipulated period, the Parties
8 requested that this Court issue no decision on Defendant's Motion.

9 4. The Parties again stipulated to move the hearing date on Defendant's Motion from
10 April 20, 2012 to August 17, 2012. (Dkt. 57.)

11 5. Additionally, the Parties have agreed and stipulated to reschedule the settlement
12 conference date twice, first from May 2, 2012 to July 25, 2012 (*see* dkt. 59), and again from July
13 25, 2012 to November 13, 2012. (Dkt. 61.) The Parties agreed to reschedule the settlement
14 conference to November 13 due to unexpected delays in the third-party discovery process. (*See*
15 Dkt. 61.)

16 6. The Parties believe that rescheduling the Case Management Conference and
17 hearing date on Defendant's Motion would be in the best interests of judicial efficiency and
18 economy.

19 7. This stipulation would alter certain preliminary deadlines established by this Court,
20 including the obligation to file a Joint Case Management Statement in advance of the Case
21 Management Conference currently scheduled for August 24, 2012 at 9:00 a.m.

22 a. The Initial Case Management Conference scheduled for Friday, August 24,
23 2012 shall be continued to Friday, November 2, 2012 at 9:00 a.m. in Courtroom 5, 17th Floor, 450
24 Golden Gate Avenue, San Francisco, California, or as soon thereafter as is convenient for the
25 Court.

26 b. Oral argument on Defendant's Motion shall be continued to the same date
27 and time as the Initial Case Management Conference, or as soon thereafter as is convenient for the
28 Court.

3 This is the fourth stipulated time modification in this case; on November 7, 2011, the
4 Parties filed a joint stipulation to extend the time for Defendant to answer, move or otherwise
5 respond to the Complaint, and the Court so ordered on November 9, 2011. On February 10, 2012,
6 the Parties filed a stipulation and proposed order to reset the Case Management Conference and
7 oral argument on Defendant's Motion, which the Court so ordered on February 13, 2012. On
8 April 9, 2012, the Parties filed a stipulation and proposed order to reset the Case Management
9 Conference and oral argument on Defendant's Motion, which the Court so ordered on April 10,
10 2012. No trial date has been set, so this extension will not require that a trial date be rescheduled,
11 but it will require that the Initial Case Management Conference and related deadlines be
12 rescheduled, as set forth *supra*.

13 || IT IS SO STIPULATED.

14 DATED this 3rd day of August 2012.

15 || EDELSON MCGUIRE LLP

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ORDER

Pursuant to stipulation, the foregoing is approved and IT IS SO ORDERED.

23 IT IS FURTHER ORDERED that the April 20, 2012 Initial Case Management Conference
24 shall be rescheduled to Friday, November 2, 2012, at 1:30 p.m.
25 Golden Gate Avenue, San Francisco, California. A joint CMC Statement shall be filed by
26 IT IS SO ORDERED. October 26, 2012. Defendant's motion
DATED: August 7, 2012. to dismiss will be heard on November 2,
2012 at 1:30 p.m.

DATED: August 7 2012

DRABLE EDWARD M. CHEN
UNITED STATES DISTRICT COURT JUDGE

